Revision: HCFA-PM-94-1   (MB)
          FEBRUARY 1994

          State/Territory: WYOMING

Citation

4.22 Third Party Liability

42 CFR 433.137   (a) The Medicaid agency meets all requirements of:

                             (1) 42 CFR 433.138 and 433.139.
                             (2) 42 CFR 433.145 through 433.148.
                             (3) 42 CFR 433.151 through 433.154.
1902(a)(25)(H) and (I)   (4) Sections 1902(a)(25)(H) and (I) of the
Act.
of the Act

42 CFR 433.138(f)   (b) ATTACHMENT 4.22-A --

                             (1) Specifies the frequency with which the
                                  data exchanges required in §433.138(d)(1),
                                  (d)(3) and (d)(4) and the diagnosis and
                                  trauma code edits required in §433.138(e)
                                  are conducted;

42 CFR 433.138(g)(1)(ii)   (2) Describes the methods the agency uses for
and (2)(ii)   meeting the followup requirements
                                  contained in §433.138(g)(1)(i) and
                                  (g)(2)(i);

42 CFR 433.138(g)(3)(i)   (3) Describes the methods the agency uses for
and (iii)   following up on information obtained
                                  through the State motor vehicle accident
                                  report file data exchange required under
                                  §433.138(d)(4)(ii) and specifies the time
                                  frames for incorporation into the
                                  eligibility case file and into its third
                                  party data base and third party recovery
                                  unit of all information obtained through
                                  the followup that identifies legally
                                  liable third party resources; and

42 CFR 433.138(g)(4)(i)   (4) Describes the methods the agency uses for
through (iii)   following up on paid claims identified
                                  under §433.138(e) (methods include a
                                  procedure for periodically identifying
                                  those trauma codes that yield the highest
                                  third party collections and giving
                                  priority to following up on those codes)
                                  and specifies the time frames for
                                  incorporation into the eligibility case
                                  file and into its third party data base
                                  and third party recovery unit of all
                                  information obtained through the followup
                                  that identifies legally liable third party
                                  resources.

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42 CFR 433.139(b)(3) ___ (c) Providers are required to bill liable third
(ii)(A) parties when services covered under the plan
are furnished to an individual on whose behalf
child support enforcement is being carried out
by the State IV-D agency.

(d) ATTACHMENT 4.22-B specifies the following:

42 CFR 433.139(b)(3)(ii)(C) (1) The method used in determining a
provider's compliance with the third
party billing requirements at
§433.139(b)(3)(ii)(C).

42 CFR 433.139(f)(2) (2) The threshold amount or other guideline
used in determining whether to seek
recovery of reimbursement from a liable
third party, or the process by which the
agency determines that seeking recovery of
reimbursement would not be cost effective.

42 CFR 433.139(f)(3) (3) The dollar amount or time period the State
uses to accumulate billings from a
particular liable third party in making
the decision to seek recovery of
reimbursement.

42 CFR 447.20 (e) The Medicaid agency ensures that the provider
furnishing a service for which a third party is
liable follows the restrictions specified in
42 CFR 447.20.

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4.22 (continued)

42 CFR 433.151(a)	(f)	The Medicaid agency has written cooperative agreements for the enforcement of rights to and collection of third party benefits assigned to the State as a condition of eligibility for medical assistance with the following: (Check as appropriate.)

    ____ State title IV-D agency. The requirements of 42 CFR 433.152(b) are met.

    ____ Other appropriate State agency(s)--

    _____ _____

    _____ _____

    ____ Other appropriate agency(s) of another State--

    _____ _____

    _____ _____

    ____ Courts and law enforcement officials.

1902(a)(60) of the Act	(g)	The Medicaid agency assures that the State has in effect the laws relating to medical child support under section 1908 of the Act.
1906 of the Act	(h)	The Medicaid agency specifies the guidelines used in determining the cost effectiveness of an employer-based group health plan by selecting one of the following.

    ____ The Secretary's method as provided in the State Medicaid Manual, Section 3910.

    _X_ The State provides methods for determining cost effectiveness on ATTACHMENT 4.22-C.